

REMARKS

In response to the requirement for a 132 Declaration, it is respectfully pointed out that there is simply nothing to put in the declaration. The only purpose of a declaration would be to try to predate the prior filed case. Here, as already pointed out, there is no effort to predate the prior filed case. It has already been stated that the prior filed case can be taken as prior invention. Therefore, there is nothing to put in a 132 Affidavit since there is no intent, effort, or plan to try to predate the reference.

Despite the fact that this has been stated in the past, the prior application has never been cited. This is presumably because the prior application is not pertinent to the claims as they pend here. However, the Examiner is free to cite that application here as the Examiner sees fit.

Concerning the points in paragraph 1, while Lawler may monitor for the beginning of a show, the beginning of the show need not correspond to any particular time. It has no relationship in general to a particular time. Therefore, the reference fails to teach the claimed element.

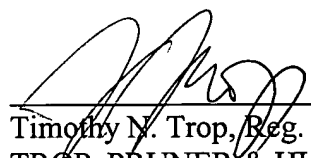
Concerning the argument that the time remaining can be determined in Knudson, this is impossible because there is no way to know how much time is remaining in an ongoing telecast. Depending on how many time outs might occur, the time of the sports program is indeterminant. Therefore, Knudson cannot possibly show monitoring the time remaining in the program.

Concerning the remarks in paragraph 2, it is pointed out that a predetermined score is any type of score occurring in a sporting game. De Saint Marc does not detect a score, but simply a goal. There is no way to determine from the fact that a goal occurred what the score currently is. Reconsideration is requested.

In view of these remarks, reconsideration is respectfully requested.

Respectfully submitted,

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